

1 BILL NO. X-81- 06-11

2 ORDINANCE NO. X- 04-81

3 AN ORDINANCE to amend Annexation Ordinance
4 No. X-04-79, the Blackhawk Annexation,
as amended by Annexation Ordinance No.
X-80-02-34.

5
6 WHEREAS, Annexation Ordinance No. X-04-79 was passed by the
7 Common Council on June 26, 1979, approved and signed by the Mayor of Fort
8 Wayne on July 5, 1979, and received final publication thereof on July 19,
9 1979; and,

10 WHEREAS, X-04-79 was amended by Annexation Ordinance X-80-02-34,
11 passed by the Common Council on May 13, 1980, approved and signed by the
12 Mayor of Fort Wayne on May 16, 1980, and received a final publication
13 thereof on May 30, 1980; and,

14 WHEREAS, the Common Council has been petitioned by fifty-one percent
15 (51%) of the owners of a certain territory within the area described by X-04-79,
16 as amended by X-80-02-34, to annex that certain territory through voluntary
17 annexation procedures.

18 BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE,
19 INDIANA:

20 SECTION 1. That Annexation Ordinance No. X-04-79, as amended
21 by X-80-02-34, be further amended to delete the territory described by said
petition for voluntary annexation;

22 SECTION 2. That the legal description of the territory to be
23 annexed by Annexation Ordinance No. X-04-79, as amended by X-80-02-34, be
further amended to read as follows:

24 Commencing at the intersection of the centerline of
25 Section 33, T 31, R 13 E and the north right-of-way
line of Hicksville Road (East State Blvd.); thence
26 northeasterly along the north right-of-way line of
Hicksville Road (East State Blvd.) this line also being
27 the present corporation limits, to the east line of the
northwest $\frac{1}{4}$ of Section 34, T 31 N, R 13 E; thence South
28 along said east line of northwest $\frac{1}{4}$ of Section 34
(assumed to be the northerly projection of west line
29 of Lot #2 in Browning Subdivision of Kercheval Reserve)
to the northwest corner of Lot #2 in Browning
30 Subdivision of Kercheval Reserve as recorded in deed
book W, pages 387-388; thence continuing in a southerly
31 direction along the west line of said Lot #2 in
Browning Subdivision to a point located 262.68+ feet
32 north of the southwest corner of said Lot #2 in

3 Browning Subdivision, said point more particularly
4 described as being the northwest corner of Lot #77
5 of Lake Forest Extended, Section III as recorded in
6 plat book 33, pages 19-20; thence east on a line
7 parallel to and 262.68+ feet north of the south
8 line of Lots 1 & 2 of said Browning Subdivision to
9 the westerly right-of-way line of Maysville Road
10 (Lake Avenue) thence southwesterly on the west
11 right-of-way of Maysville Road to the west line of
12 said Kercheval Reserve; thence in an easterly
13 direction along the north right-of-way line of
14 North River Road to east line of Kercheval Reserve;
15 thence north along the east line of Kercheval
16 Reserve to the north line of Valley Meadows
17 Section III; thence west along the north line of
18 Valley Meadows Section III to the east right-of-way
19 of Maysville Road; thence northeasterly along the
20 east right-of-way line of the Maysville Road to the
21 south right-of-way line of Hicksville Road (East
22 State Blvd.); thence west along the south right-
23 of-way line of Hicksville Road to a projection of
24 the west right-of-way line of the Lahmeyer Road;
25 thence north along said west right-of-way line
26 of Lahmeyer Road to the south right-of-way line of
27 Trier Road; thence west along south right-of-way
28 line of Trier Road to centerline of Section 28,
29 T 31 N, R 13 E; thence south on said centerline
30 of Section 28 to said centerline of Section 33;
31 thence south along said centerline of Section 33
32 to the intersection of north right-of-way line of
Hicksville Road the point of beginning. An area
of approximately 800 acres.

Excluding therefrom:

Part of the Northeast Quarter of Section 33 Township
31 North, Range 13 East, Allen County, Indiana, more
particularly described as follows:

Beginning at the Southwest corner of the Northeast
Quarter of said Section 33 said point being in the
centerline of East State Blvd.; thence North 01 degrees
00 minutes 44 seconds East (assumed) along the West
line of said Northeast Quarter a distance of
1,398.00 feet; thence Northeasterly 40.38 feet along
a curve deflecting to the right having a radius of
250 feet not tangent to the last course being subtended
by a chord having a length of 40.33 feet and a bearing
of North 47 degrees 35 minutes 56 seconds East; thence
South 20 degrees 19 minutes 06 seconds East on a line
not tangent to the last described curve course a dis-
tance of 179.86 feet; thence South 55 degrees 30 minutes
34 seconds East a distance of 151.26 feet; thence
South 18 degrees 50 minutes 45 seconds East a dis-
tance of 194.66 feet; thence South 53 degrees 42
minutes 32 seconds West a distance of 191.95 feet;
thence South 25 degrees 02 minutes 41 seconds East
a distance of 244.70 feet; thence South 64 degrees
40 minutes 30 seconds East a distance of 284.41 feet;

3 thence North 85 degrees 44 minutes 04 seconds East a
4 distance of 178.14 feet; thence North 60 degrees 34
5 minutes 35 seconds East a distance of 262.24 feet;
6 thence South 36 degrees 54 minutes 22 seconds East a
7 distance of 205.21 feet; thence South 65 degrees 10
8 minutes 34 seconds West a distance of 28.25 feet;
9 thence South 26 degrees 11 minutes 16 seconds West a
10 distance of 131.58 feet; thence South 29 degrees 55
11 minutes 08 seconds West a distance of 338.12 feet;
12 thence South 01 degrees 07 minutes 22 seconds West a
13 distance of 40.99 feet to a point on the centerline of
14 East State Blvd.; thence along the centerline of East State
15 Blvd., by the following described courses; South 78
16 degrees 45 minutes 54 seconds West a distance of
17 120.60 feet; thence Southwesterly 296.00 feet along a
18 curve having a radius of 1,388.23 feet deflecting to
19 the right and tangent to the last described course
20 being subtended by a chord having a length of 295.44
21 feet and a bearing of South 84 degrees 52 minutes
22 24 seconds West; thence North 89 degrees 01 minutes
23 06 seconds West along a line tangent to the last
24 described curve course a distance of 374.09 feet
25 to the point of beginning, being subject to public
26 road right-of-way of East State Blvd., and containing
27 15.50 acres, more or less.

28 ALSO EXCLUDING THEREFROM:

29 In the East Half of the Northeast Quarter of Section
30 33, T 31 N, R 13 E, Allen County, Indiana.

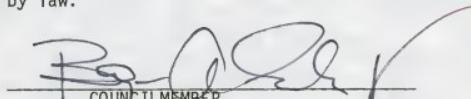
31 Part of the Northeast quarter of Section 33, T 31 N,
32 R 13 E, Allen County, Indiana, more particularly
33 described as follows:

34 Commencing at the Northeast corner of the Northeast
35 quarter of Section 33, T 31 N, R 13 E, Allen County,
36 Indiana; thence South 00 degrees 46 minutes 00 seconds
37 West along the East line of the Northeast quarter of
38 said Section 33 a distance of 1229.0 feet to the
39 point of beginning; thence continuing South 00 degrees
40 46 minutes 00 seconds West along said East line a distance
41 of 378.0 feet to the Northeast corner of a parcel of land
42 conveyed to Gilbert L. White and Paulene A. White husband
43 and wife from Arlington Investment Corp., by warranty
44 deed dated April 15, 1971, and recorded as document
45 #71 5913 in the Office of the Recorder of Allen County;
46 thence South 87 degrees 57 minutes 47 seconds West
47 (South 88 degrees 02 minutes West deed) along the Northerly
48 line of the White parcel a distance of 336.0 feet; thence
49 South 00 degrees 46 minutes 00 seconds West along the West
50 line of the White Parcel and the Southerly extension thereof
51 a distance of 216.0 feet to a point on the Northerly line of
52 Lehman Homestead Addition, a subdivision in the aforementioned
53 Section, Township, and Range and recorded in plat book 21 page
54 27 Office of the Recorder of Allen County, Indiana; thence
55 South 87 degrees 57 minutes 47 seconds West along said Northerly
56 line and the Westerly extension thereof a distance of 937.30 feet
57 to a point on the East line of an Indiana and Michigan Electric

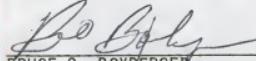
3 Company right-of-way, said east right-of-way line being
4 situated 60 feet East (by right angle measurement) of
5 and parallel with the West line of the East half of the
6 Northeast quarter of Section 33 aforementioned; thence
7 continuing South 01 degrees 04 minutes 30 seconds West
8 along said right-of-way line a distance of 94.26 feet;
9 thence South 67 degrees 37 minutes 34 seconds West a
10 distance of 209.59 feet; thence South 80 degrees 03
11 minutes 41 seconds West a distance of 70.0 feet; thence
12 South 66 degrees 00 minutes 34 seconds West a distance
13 of 71.66 feet; thence South 65 degrees 10 minutes 40 seconds
14 West a distance of 43.75 feet to the Easterly most corner of
15 the property conveyed from North Eastern Enterprises, Inc.,
16 to Hardware Wholesalers, Inc., as recorded in document
17 #80 14066 in the Office of the Recorder of Allen County;
18 thence North 36 degrees 54 minutes 22 seconds West along
19 the Northeasterly side of said property a distance of
20 205.21 feet to the Southeast Corner of Block "B" in the
21 Village of Buckingham Section I as recorded in document
22 #80 014047 in the Office of the Recorder of Allen County;
23 thence North 52 degrees 37 minutes 36 seconds East a
24 distance of 385.03 feet; thence South 88 degrees 55 minutes
25 30 seconds East a distance of 190.00 feet to the East line
26 of said Indiana and Michigan Electric Co., right-of-way;
27 thence North 01 degrees 04 minutes 30 seconds East along
28 said East right-of-way line 495 feet to the Southwest
29 corner of Lot #18 in the Hollows Section I as recorded
30 in document #78 17214 in the Office of the Recorder of
31 Allen County; thence South 89 degrees 13 minutes 00 seconds
32 East along the South line of the Hollows a distance of
33 815.00 feet; thence North 63 degrees 19 minutes 20 seconds
34 East continuing along said South line a distance of 145.00
35 feet to the Southwest corner of Lot #5 in the Hollows;
36 thence leaving said South line South 26 degrees 58 minutes
37 46 seconds East a distance of 75.36 feet; thence South
38 89 degrees 22 minutes 48 seconds East a distance of
39 289.48 feet to the point of beginning containing 19.52 acres,
40 more or less, and subject to a 40 foot right-of-way for
41 Maplecrest Road over the Easterly portion thereof, said
42 right-of-way being described in right-of-way widening
43 petition contained in Commissioner's Record Book 36
44 page 536.

45 SECTION 3. That except as hereby amended, Annexation Ordinance
46 X-04-79 as amended by X-80-02-34, shall remain in full force and effect.

47 SECTION 4. That this ordinance shall be in full force and effect
48 after its passage, approval, by the Mayor, and sixty days after final
49 publication thereof as required by law.

50 
51 COUNCILMEMBER

52 APPROVED AS TO FORM AND LEGALITY
53 JUNE 5, 1981.

54 
55 BRUCE O. BOXBERGER,
56 City Attorney

Read the first time in full and on motion by Gustaf,
seconded by Talarico, and duly adopted, read the second time
by title and referred to the Committee Bennett (and City
Plan Commission for recommendation) and Public Hearing to be held after
due legal notice, at the Council Chambers, City-County Building, Fort Wayne,
Indiana, on 19, at o'clock M., E.S.T.

DATE: 6-9-81

Charles W. Westerman
CHARLES W. WESTERMAN
CITY CLERK

Read the third time in full and on motion by Gustaf,
seconded by Heimert, and duly adopted, placed on its
passage. PASSED (LOST) by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT	TO-WIT:
<u>TOTAL VOTES</u>	<u>9</u>	—	—	—	—
<u>BURNS</u>	<u>✓</u>	—	—	—	—
<u>EISBART</u>	<u>✓</u>	—	—	—	—
<u>GiaQUINTA</u>	<u>✓</u>	—	—	—	—
<u>NUCKOLS</u>	<u>✓</u>	—	—	—	—
<u>SCHMIDT, D.</u>	<u>✓</u>	—	—	—	—
<u>SCHMIDT, V.</u>	<u>✓</u>	—	—	—	—
<u>SCHOMBURG</u>	<u>✓</u>	—	—	—	—
<u>STIER</u>	<u>✓</u>	—	—	—	—
<u>TALARICO</u>	<u>✓</u>	—	—	—	—

DATE: 9-22-81

Charles W. Westerman/re
CHARLES W. WESTERMAN - CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne,
Indiana, as (ZONING MAP) (GENERAL) (ANNEXATION) (SPECIAL)
(APPROPRIATION) ORDINANCE (RESOLUTION) No. X-04-81
on the 22nd day of September, 1981.

Charles W. Westerman/re ATTEST: John Guckels
CHARLES W. WESTERMAN - CITY CLERK (SEAL) PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on
the 23rd day of September, 1981, at the hour of
11:30 o'clock A M., E.S.T.

Charles W. Westerman/re
CHARLES W. WESTERMAN - CITY CLERK

Approved and signed by me this 24th day of Sept.
1981, at the hour of 11 o'clock A M., E.S.T.

John Guckels
WINFIELD C. MOSES, JR.
MAYOR

BILL NO. X-81-06-11

REPORT OF THE COMMITTEE ON ANNEXATION

WE, YOUR COMMITTEE ON Annexation TO WHOM WAS REFERRED AN
ORDINANCE to amend Annexation Ordinance No. X-04-79, the Blackhawk
Annexation, as amended by Annexation ORdinance No. X-80-02-34

HAVE HAD SAID ORDINANCE UNDER CONSIDERATION AND BEG LEAVE TO REPORT
BACK TO THE COMMON COUNCIL THAT SAID ORDINANCE DJ PASS.

BEN A. EISBART, CHAIRMAN

Ben A. Eisbart

DONALD J. SCHMIDT, VICE CHAIRMAN

DJS

VIVIAN G. SCHMIDT

Vivian G. Schmidt

SAMUEL J. TALARICO

Samuel J. Talarico

MARK E. GIAQUINTA

Mark E. Giacinta

9-22-81

CLERK'S FILE IN

DATE CHARLES W. WESTERMAN, CITY CLERK

DIGEST SHEET

X-81-06-11

TITLE OF ORDINANCE Ordinance Amending X-80-02-34, Blackhawk AnnexationDEPARTMENT REQUESTING ORDINANCE Long Range Planning & Zoning - CD&PSYNOPSIS OF ORDINANCE Ordinance deletes a portion of the territory described by X-80-02-34. The deleted territory has been submitted for voluntary annexation and is covered by the Trans Am annexation.EFFECT OF PASSAGE The Blackhawk Annexation is amended to exclude a piece of territory previously described by X-80-02-34.EFFECT OF NON-PASSAGE The Blackhawk Annexation is unchanged.MONEY INVOLVED (Direct Costs, Expenditures, Savings) To be described by fiscal plan prepared by CD&P.

ASSIGNED TO COMMITTEE (J.N.)



OFFICE OF THE CITY CLERK

THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

charles w. westerman, clerk - room 122

September 29, 1981

Ms. Virginia Grace
Fort Wayne Newspapers, Inc.
600 West Main Street
Fort Wayne, IN 46802

Dear Ms. Grace:

Please give the attached full coverage on the dates of October 2, and October 9, 1981, in both the News Sentinel and Journal Gazette.

RE: Legal Notice for Common Council
of Fort Wayne, IN

Annexation Ordinances:

Bill No. X-81-06-11
Ordinance No. X-04-81

Bill No. X-81-06-12
Annexation Ordinance No. X-05-81

Please send us eight (8) copies of the Publisher's Affidavit from both newspapers.

Thank you.

Sincerely,
Charles W. Westerman
Charles W. Westerman
City Clerk

CWW/ne

ENCL: 2 monthly payments of \$147.94
(Interest Intake: \$15,265.60)

with monthly payments of \$173.54
(Interest Intake: \$10,997.20)

LEGAL NOTICE

Notice is hereby given that on the 22nd day of September, 1981, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the BILL NO. X-81-06-11
following X-04-81 Ordinance, to-wit:

1 BILL NO. X-81-06-11

2

ORDINANCE NO. X-

04-81

3

AN ORDINANCE to amend Annexation Ordinance
No. X-04-79, the Blackhawk Annexation,
as amended by Annexation Ordinance No.
X-80-02-34.

4

5

WHEREAS, Annexation Ordinance No. X-04-79 was passed by the
Common Council on June 26, 1979, approved and signed by the Mayor of Fort
Wayne on July 5, 1979, and received final publication thereof on July 19,
1979; and,

6

WHEREAS, X-04-79 was amended by Annexation Ordinance X-80-02-34,
passed by the Common Council on May 13, 1980, approved and signed by the
Mayor of Fort Wayne on May 16, 1980, and received a final publication
thereof on May 30, 1980; and,

7

WHEREAS, the Common Council has been petitioned by fifty-one percent
(51%) of the owners of a certain territory within the area described by X-04-79,
as amended by X-80-02-34, to annex that certain territory through voluntary
annexation procedures.

8

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE,
INDIANA:

9

SECTION 1. That Annexation Ordinance No. X-04-79, as amended
by X-80-02-34, be further amended to delete the territory described by said
petition for voluntary annexation;

10

SECTION 2. That the legal description of the territory to be
annexed by Annexation Ordinance No. X-04-79, as amended by X-80-02-34, be
further amended to read as follows:

11

Commencing at the intersection of the centerline of
Section 33, T 31, R 13 E and the north right-of-way
line of Hicksville Road (East State Blvd.); thence
northeasterly along the north right-of-way line of
Hicksville Road (East State Blvd.) this line also being
the present corporation limits, to the east line of the
northwest $\frac{1}{4}$ of Section 34, T 31 N, R 13 E; thence South
along said east line of northwest $\frac{1}{4}$ of Section 34
(assumed to be the northerly projection of west line
of Lot #2 in Browning Subdivision of Kercheval Reserve)
to the northwest corner of Lot #2 in Browning
Subdivision of Kercheval Reserve as recorded in deed
book W, pages 387-388; thence continuing in a southerly
direction along the west line of said Lot #2 in
Browning Subdivision to a point located 262.68± feet
north of the southwest corner of said Lot #2 in

12

Browning Subdivision, said point more particularly

13

Charles W Westerman City Clerk
(Governmental Unit)

To **NEWS-SENTINEL** Dr.**Allen** County, Ind**FORT WAYNE, INDIANA****PUBLISHER'S CLAIM****LINE COUNT**

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines

Head	number of lines	0
Body	number of lines	<u>390</u>
Tail	number of lines	2
Total number of lines in notice		<u>392</u>

COMPUTATION OF CHARGES

392 lines, 1 columns wide equals 392 equivalent lines at .276¢ cents per line \$ 108.19

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two)

TOTAL AMOUNT OF CLAIM. \$ 108.19

DATA FOR COMPUTING COST

Width of single column 9.6 picas	Size of type 6 point
Number of insertions two	Size of quad upon which type is cast 6

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date Oct 9, 1981

Title CLERK

Form 903

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned..... D. ROOSE who, being duly sworn, says that she is..... CLERK..... of the

NEWS-SENTINEL

DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA

in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two times, the dates of publication being as follows:

10/2/9/81

Subscribed and sworn to before me this 9th day of Oct 1981

John M. Perkins Notary Public

November 29, 1985



and land to the site described above being bounded by a chord having a length of 204.44 feet and a bearing of South 84 degrees 46 minutes 00 seconds West; thence North 89 degrees 03 minutes 06 seconds West along a line parallel to the last described curve course a total distance of 374.09 feet to the point of beginning, being the same land purported to convey of East State Blvd., and containing acres, more or less.

ALSO EXCLUDING THEREFROM:

In the East Hall of the Northeast Quarter of Section 33, T. 31 N. R. 13 E., Allen County, Indiana, 1.0 acre, 00 degrees 46 minutes 00 seconds West along the East line of the Northeast corner of Section 33 a distance of 1229.0 feet to the point of beginning, thence continuing South 87 degrees 57 minutes 00 seconds East a distance of 388.00 seconds West along said East line a distance of 378.0 feet to the Northwesterly corner of the land conveyed to Gilbert L. White and Pauline A. White husband and wife, by the Eastern Equipment Corp., by warranty deed dated April 15, 1971, and recorded as document #14047 in the Office of the Recorder of Allen County; thence South 87 degrees 57 minutes 00 seconds East a distance of 388.00 degrees 02 minutes West (deed) along the Northerly line of the White property 1.0 acre, 00 feet, thence South 00 degrees 46 minutes 00 seconds West along

Form Present in the Wards, Parks, and the Southerly extension thereof a distance of 216.0 feet to a point on the Northwesterly line of the same homestead Address of subdivision in the aforementioned Subdivision and Range and recorded in book 27 page 14 in the Office of the Recorder of Allen County, Indiana, thence South 87 degrees 57 minutes 47 seconds West along said Northerly line end the West line extending a distance of 500.00 feet to a point on the East line of an Indiana and Michigan Gas Company right-of-way said east right-of-way are situated 60 feet East (by right angle) from the West line of the West line of the East hall of the Northeast quarter of Section 33, T. 31 N. R. 13 E., thence continuing South 01 degrees 04 minutes 30 seconds West along the Northerly side of said line a distance of 94.26 feet, thence South 67 degrees 37 minutes 34 seconds West a distance of 365.00 feet; thence South 80 degrees 03 minutes 41 seconds West a distance of 70.00 feet, thence South 87 degrees 00 minutes 34 seconds West a distance of 71.66 feet; thence South 87 degrees 00 minutes 40 seconds West a distance of 43.75 feet to the Easterly most corner of the property previously from the Eastern Enterprise Inc. to Hardware Wholesalers, Inc., as recorded in document #14047 in the Office of the Recorder of Allen County. Thence North 36 degrees 45 minutes 00 seconds East along the Northerly side of said property a distance of 205.21 feet to the intersection of Colfax Street in the Village of Buckingham Section 1 as recorded in document #100-4047 in the Office of the Recorder of Allen County; thence North 52 degrees 37 minutes 36 seconds East a distance of 365.00 feet, thence South 88 degrees 00 minutes 30 seconds East a distance of 30.00 feet to the East line of said Indiana and Michigan Electric Co. right-of-way, thence North 87 degrees 57 minutes 30 seconds East along said East right-of-way line 498 feet to the Southwest corner of Lot #18 in the Northwest Section as recorded in document #78 17214 in the Office of the Recorder of Allen County; thence South 89 degrees 00 seconds East along the Southwest line of the Northwest Section a distance of 8.15.00 feet, thence North 63 degrees 19 minutes 20 seconds East along the Southwest line of the Northwest Section a distance of 145.00 feet to the Southwest corner of Lot #5 in the Northwest Section as recorded in the South line Section 26 degrees 58 minutes 46 seconds East a distance of 145.00 feet, thence South 89 degrees 22 minutes 49 seconds East a distance of 289.48 feet to the intersection of the Southwest line of 19.52 acres, more or less, subject to a 40 foot right-of-way for Main Street, and other easements, and right-of-way portion thereof, said right-of-way being described in right-of-way section of the Indiana State Commissioner's Record Book page 536.

DATA LINE 1. ON 3. The except as heretofore amended, An ordinance X-04-79 as amended by X-04-81 shall remain in full force and effect.

SECTION 4. That all expense shall be borne by force and enter its passage, approval, by the Mayor, and sixty days after final publication thereof as required by law.

BEN EISBERT
COUNSELOR AT LAW

Read the third time in full and approved by Eisbert, seconded by V. Schmidt, and carried and passed on its passage PASSED by the following vote:

Against — Burns, Eisbert, GeQuanta, Nuckles, D. Schmidt, V. Schmidt, Schomburg, Stein, Talarico.

Nays None.

Date: 9-22-81.

Clerk City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana as Ordinance No. X-04-81 on the 22nd day of September, 1981 at the hour of 11:30 o'clock A.M. E.S.T.

Charles W. Westerman, nee John W. Westerman, Clerk

John Nuckles, Presiding Officer Presented to the Mayor of the City of Fort Wayne, Indiana, on the 23rd day of September, 1981 at the hour of 11:30 o'clock A.M. E.S.T.

Approved and signed by me the 24th day of September, 1981, at the hour of 11:00 o'clock A.M. E.S.T.

Win Moses, Jr.

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a full, true and complete copy of Ordinance No. X-04-81, passed by the Common Council on the 22nd day of September, 1981, and that Ordinance No. X-04-81 has been approved by the Mayor on the 24th day of September, 1981, and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 24th day of September, 1981.

CHARLES W. WESTERMAN
CITY CLERK

General Form No. 99 P (Rev. 1967)

Form Present in the Wards, Parks,

Charle... County, Ind.

City Clerk

To..... JOURNAL-GAZETTE Dr.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

exceed two actual lines, neither of which shall total more than four solid lines
(in the body of the advertisement is set) — number of equivalent lines

0

390

2

392

lines in notice

columns wide equals

392

equivalent lines at *276\$

\$108.19

es containing rule or tabular work (50 per cent of above amount)

publication (50 cents for each proof in excess of two)

\$108.19

FT OF CLAIM.

Ch. 89, Acts 1967.

Size of type..... 6..... point

Size of quad upon which type is cast..... 6.....

Ch. 89, Acts 1967.

It is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same

Arville DeWald

Title..... CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana

ALLEN County 55:

Personally appeared before me, a notary public in and for said county and state, the undersigned..... ARVILLE DEWALD who, being duly sworn, says

that she is..... CLERK

JOURNAL-GAZETTE

DAILY

in the English language in the city of FORT WAYNE, INDIANA town

in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for..... two times....., the dates of publication being as follows:

10/29/81

Arville DeWald
9th day of Oct 1981
done by Perkins
Notary Public

Subscribed and sworn to before me this 9th day of October 1981

My commission expires November 29, 1985

Charles W. Westerman City Clerk
(Governmental Unit)

Allen County, Ind.

To..... **JOURNAL GAZETTE** Dr.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines _____

Head	number of lines	0
Body	number of lines	390
Tail	number of lines	2
Total number of lines in notice		<u>392</u>

COMPUTATION OF CHARGES

392 lines, **1** columns wide equals **392** equivalent lines at **.276¢** cents per line **\$108.19**

Additional charge for notices containing rule or tabular work (50 per cent of above amount) _____

Charge for extra proofs of publication (50 cents for each proof in excess of two) _____

TOTAL AMOUNT OF CLAIM **\$108.19**

DATA FOR COMPUTING COST

Width of single column 9.6 picas	Size of type.....	6	point
Number of insertions two	Size of quad upon which type is cast.....		

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Arville DeWald

Date **Oct 9 1981**

Title..... **CLERK**

PUBLISHER'S AFFIDAVIT

State of Indiana

ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned..... **ARVILLE DEWALD**..... who, being duly sworn, says that she is..... **CLERK**..... of the

JOURNAL GAZETTE

a..... **DAILY**..... newspaper of general circulation printed and published in the English language in the city of **FORT WAYNE, INDIANA**

in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for..... **two times**..... the dates of publication being as follows:

10/2/9/81

Subscribed and sworn to before me this

9th day of Oct 1981

Arville DeWald
done M. Perkins
Notary Public

My commission expires..... **November 29, 1985**